

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER R-08-014

Relating to the Regulatory Amendments to Verification Procedure, Warranty and In-Use Compliance Requirements for In-Use Strategies to Control Emissions from Diesel Engines Regulations.

WHEREAS, on January 24, 2008, the Air Resources Board (ARB or the Board) conducted a public hearing to consider the proposed amendments to Verification Procedure, Warranty and In-Use Compliance Requirements for In-Use Strategies to Control Emissions from Diesel Engines Regulations, as set forth in the Initial Statement of Reasons released to the public on December 7, 2007;

WHEREAS, following the public hearing, the Board adopted Resolution 08-13, in which the Board approved the amendments to sections 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2708, 2709, 2710, title 13, California Code of Regulations, as set forth in Attachment A thereto, and modified by Attachment B thereto;

"WHEREAS, Resolution 08-13 directed the Executive Officer to take final action to adopt and amend the regulatory requirements set forth in Attachment A and Attachment B to Resolution 08-13, with such other conforming modifications as might be appropriate, to make the modified regulatory language and any additional supporting documents and information available to the public for a period of at least 15 days, to consider such written comments as might be submitted during this period, and to make such modifications as might be appropriate in light of the comments received, or to present the regulatory amendments to the Board for further consideration if he determined that this were warranted after review of the comments;"

WHEREAS, on September 16, 2008, the modified regulations, reflecting the amendments approved by the Board and other changes made to best reflect the intent of the Board at the hearing and to respond to comments, were made available for public comment for a period of at least 15 days, with the changes to the originally proposed text clearly indicated, in accordance with the provisions of title 1, California Code of Regulations, section 44; and

WHEREAS, the written comments received during this 15 day period have been considered by the Executive Officer.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 08-13 are incorporated herein.

IT IS FURTHER ORDERED that amendments to sections 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2708, 2709, 2710, title 13, California Code of Regulations are approved and adopted, as set forth in Attachment 1 hereto.

Executed this 4th day of December, 2008, at Sacramento, California.

/s/

James N. Goldstene
Executive Officer

Attachments